P 5

G. R. S. IX-5]

Previous references.

File No. 274—14

1916. 17
(Police)

Serial Nos. (1)

Later references.

GENERAL AND REVENUE SECRETARIAT

Serial Nos. (1)

Part B for Dec 16

SUBJECT.

Time limit for police reports

For final order, see file 197-15-4

Highland 22/12/16

W D 89—GPB—50,000—24-7-16

G. R. S. 11] 1916/17

GENERAL AND REVENUE SECRETARIAT.

(Police)

NOTES.

File No. 2746/16

FILE HEADING.

Time-limit for police reports

From

No.	Dated	Received

Diary No.	Enclos.	Spare Copies.	Serial No.

BRIEF ABSTRACT OF LETTER.

NOTES AND ORDERS.

P.K.D

Police file no 1794-14

(2)

SUBJECT No. 54.

Police reports.

Mr. K. S. Santanam Iyengar, Closepet municipality.

Summary of discussion.—Some workable and reasonable time should be prescribed for the submission of A, B or C reports by the police, when cases are referred to them for investigation by Magistrates.

In British India only one month's time is allowed in such cases.

Mr. Santanam Iyengar represented that investigation of cases was being delayed for years together in many cases and that it was necessary to prescribe a time within which the Police should submit A and B reports, as has been done in some parts of British India.

Reply of Government.—Will be referred to the Inspector-General of Police.

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1) Subd. with a draft to the I.G. of Police.

BS. 6/9/16.9.14

2) Issue 16/9

To the I. G. of Pol.
J 794 of 17.9.14

Request him to give his opinion on the above subject for fixing a time for the submission of A. B & C reports by the police

8/10/14

3) No reply to this has been received. But Govt have in another connection passed orders directing that 6 weeks should be given for submission of reports in such cases (Vide G.O. No. J3032-3-Pol 175-14-1 dt 8.3.15). In a recent communication the I.G. of Police dt 9/9/15 states that the time limit may be enforced in cases referred to the police by magistrates but in cases taken

7 L M
linked file

Linked file Pol 197-15-9

SRA 54-13

(3)

G. R. S. 12]

General and Revenue Secretariat. | Police File No. 276 of 1916.15

Serial No.

up by the police themselves to fix any limit would be inexpedient. This matter is under consideration & the Chief Court has been written to as regards the time limit for C reports. This subject may be dealt with finally on receipt of the reply from the Chief Court.

Subd. for orders.

PB. 10.6.16

SRA 13

SR 10/6

1 5) Final orders on the matter have been issued in G.P.No. J1638-67 Police 1927-54 dt 6.10.16. These papers may be filed with a copy of the order

PB. 15.12.16.

7

Noted 16

SR 16/12

NOTE—Contn. sheet.

GPS 70,000—17.12.15

1

17/9

X

Pol File No. 274-14

Serial No. 1

Diary No. of letter replied to _____

No. J 794

General and Revenue Secretariat

To The I. G. of Police in Mysore.

Sir,

Date of issue 17/9/14

Signed by M.V. E. Freemantle Lt-Col

I am directed to invite your attention to subject No. 54 of the Proceedings of the Representative Assembly of 19..13.....and the reply of Government thereto in the matter of fixing a time for the submission of A, B & C Reports by the police and to request you to be so good as to favour Govt. with ~~the opinion of the Chief Court~~ your opinion in the matter at an early date.

List of enclosures _____

Drafted by BS. 14. 9/11

Copied by (49) 16-9

Examined by WB 17/9

I have, etc.,

EB 16/9

For *Secretary to Govt.*

16/9

Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE DEPARTMENTS.

(2

G. O. No. J. 1638-47—Police 197-15-4, dated 6th Nov. 1916

Time Limit for the Submission of "A" "B" and "C" Reports by the Police

In the matter of fixing a

W D 1866—GPB—5-12-16—305

S. O. 1

Time Limit for the Submission of "A." "B" and "C" Reports by the Police.

No. J. 1638-47—Police 197-15-4, dated 6th November 1916.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

GENERAL AND REVENUE DEPARTMENTS.

Read—

Government Proceedings No. J. 1407-16—Police 48-05-4, dated the 21st November 1905, reducing from three to two years the period for which undetectable criminal cases should be kept on the file before making application to the Magistracy to strike them off.

2. Subject No. 54 of the Representative Assembly Proceedings of 1913 in the matter of fixing a time limit for the submission of A, B and C Reports by the Police and the reply of Government thereto.

3. Government Proceedings No. J. 3032-3—Police 175-14-1, dated 8th March 1915, directing that dates for the submission of reports in Criminal cases should be fixed with a view to prevent avoidable delay in their disposal.

4. Letter No. *4214-537, dated the 9—10th February 1916, from the Inspector-General of Police in Mysore in the matter,

5. Letter No. R. Dis. 16, dated the 5—7th September 1916, from the Registrar, Chief Court, stating that as regards the time limit for the submission of 'C' Reports the Judges are of opinion that a crime should be kept on the register for one year and that the Superintendent of Police may be given the discretion to apply at any time thereafter to the court for orders.

*Printed as Annexure.

Order No. J. 1638-47—Police 197-15-4, dated 6th November 1916.

Government note that the Inspector-General reports that in cases referred to the Police by the Magistracy the orders contained in Government Proceedings of the 8th March 1915 read above can be carried out. As regards cases which the Police themselves take up, Government are of opinion that the Superintendent of Police may himself fix a time for the submission of final reports and extend it, if necessary, informing the Magistrate of the same from time to time.

2. As regards the submission of "C" reports, Government agree with the Chief Court and accordingly direct that the Superintendents of Police be given discretion in all cases to order the submission of such reports any time after one year from the date of registering the same.

D. M. NARASINGA RAO,
Secy. to Govt., Gen. Dept.

To—The Deputy Commissioners of Districts.
The Inspector-General of Police in Mysore.
The Registrar, Chief Court of Mysore.

Exd.—R. K.

4

No. J. 1638-17—Police 197-15-4, dated 6th November 1916.

Annexure.

Letter No. 4214-537, dated 9—10th February 1916, from Diwan Bahadur C. Srikantesvara Aiyar, B.A., B.L., Inspector-General of Police in Mysore, to D. M. Narasinga Rao, Esq., B.A., B.L., Secretary to Government of His Highness the Maharaja of Mysore, General Department.

With reference to Government Proceedings No. J. 3032-3—Police 175-14-1, dated the 8th March 1915, regarding the fixing of time limit for the submission, by the Police, of final reports; I have the honor to state that in cases referred to the Police by the Magistracy, such a course would seem to be fair on principle and could be enforced. These refer *generally* to non-cognizable cases.

2. As regards the complaints lodged before the Police in the first instance, in *cognizable* offences chiefly, the investigation in such cases is as a rule keenly watched by the District Superintendents who maintain a check register of crimes reported from taluks, so that there is scarcely any scope for the investigating officers to unnecessarily delay the submission of final reports in A or B forms. In cases of a heinous nature, weekly reports of progress made therein have also been sent to the Inspector-General of Police by the District Superintendents through the Deputy Commissioners, all of whom as well as the Magistrates concerned are expected to keep a sharp look-out and check all delays, should any occur. Further there are various other provisions of Law, such as periods of remand, etc., which act as checks to unnecessary prolongation of investigation in *true* cases, wherein there may be any chances of detection.

3. Under such circumstances it would not be conducive to the proper handling of such cases, if any rigid time limit were fixed, for then, after such period, the cases would be dropped and never heeded, and ends of justice would be defeated.

4. On the other hand, the time limit of two years prescribed in Government Proceedings No. 1407-16—Police 48-05-4, dated the 21st November 1905, as regards the submission of final C reports in undetectable cases, may with advantage be considerably reduced. In this connection, I would respectfully invite reference of Government to para 7 of the Police Administration Report for the year 1914-15, wherein the matter has been dealt with at length and request that the time limit of two years fixed for the submission of C reports may be relaxed, the District Superintendents being given the discretion to order their submission on failure of all endeavours to detect, after the lapse of a reasonable time. If that is not agreeable, the said time limit may be reduced to say, some six months.